TRADITIONAL TRIBAL CONSTITUTION OF THE NATIVE VILLAGE OF PORT LIONS

PREAMBLE

We, a group of Natives having had a common bond of residence in the neighborhood of Afognak, Alaska, and now having a common bond of residence in the neighborhood of Port Lions, Alaska, in order to promote our welfare through the development of governmental and economic enterprises and to protect our Native customs and traditions and to exercise our rights of self-determination, do establish this Constitution.

ARTICLE I - NAME

The name of this organization shall be the Native Village of Port Lions.

ARTICLE II - TERRITORY

The territory and/or jurisdiction of the Native Village of Port Lions shall extend to such Indian country as defined by Federal Law.

ARTICLE III - MEMBERSHIP

SECTION 1.

Basic Membership. The basic membership of the Native Village of Port Lions shall consist of all Alaskan Natives:
(a) whose names appear on the roll of the Native Village of Port Lions as of the date of this Constitution is adopted; and
(b) who have been residents of Port Lions for at least 60 continuous days prior to the date that this Constitution is adopted.

SECTION 2.

Qualifications for Membership. Any Alaskan Indian, Eskimo or Aleut blood, or a combination thereof, shall be a member of the Native Village of Port Lions if he or she:
(a) Is a descendant of a member of the Native Village; or
(b) Is adopted as a member of the organization by majority vote of the Council.

SECTION 3.

Regulation of Membership. The Council shall have the power to enact ordinances and resolutions, consistent with this constitution, prescribing rules and regulations governing membership, including application and appeal procedures, loss of membership, and adoption of members.

ARTICLE IV - GOVERNING BODY

SECTION 1. Name.

The governing body of the Native Village of Port Lions shall be the Port Lions Traditional Tribal Council.

SECTION 2. Composition.

The Council shall consist of seven (7) members.

SECTION 3. Officers.

The Council shall include a President, Vice-President, Secretary-Treasurer, and four (4) Council Members.

SECTION 4. Meetings.

The Council shall convene an Annual Meeting of the full membership of the Native Village each year, and shall hold regular meetings of the Council. 30% of the Members physically residing in Port Lions shall constitute a quorum at the Annual Meeting.

SECTION 5. Elections.

(a) The election of the officers under this constitution shall be held within seven (7) days following the Annual Meeting.
(b) Nominations for seats on the Council shall be made no less than five (5) days prior to the election by petition of at least ten (10) members of the Native Village. Nominations may also be made from the floor at the Annual Meeting.
(c) Any duly enrolled member of the Native Village who is eighteen (18) years of age or older as of the date of an election shall be entitled to vote at that election.
(d) Members of the Council shall be elected at the Annual Meeting. A member must be selected by a majority of those members present at the Meeting and eligible to vote.
(e) The Council may adopt an election ordinance setting forth such rules and regulations as are necessary to govern the conduct of elections. The election ordinance may be amended and/or revised at any time as needed.

SECTION 6. Term of Office.

Each member of the Council shall serve for a three (3) year term, except that of the members elected in the first election after adoption of this Constitution, two (2) shall serve for a term of one (1) year, three (3) shall serve for a term of two (2) years, and two (2) shall serve for a term of three (3) years.

SECTION 7. Vacancies.

(a) Any member of the Council shall automatically forfeit his or her term of office if he or she: is found guilty of a felony in federal or state court; dies; resigns; or is absent from three (3) successive meetings without being excused by the Council.

(b) If a vacancy occurs in the Council for any reason, the Council may appoint a successor to serve until the next Annual Meeting, at which time a member shall be elected to fill the unexpired term.

ARTICLE V - POWERS

SECTION 1. The Council shall have the powers and responsibilities hereinafter provided, subject to any limitations upon such powers by the statutes and laws of the United States.

(a) To consult, negotiate, contract or conclude agreements with Federal, State and Local governments on activities which may affect the Native Village of Port Lions;

(b) To promulgate and enforce ordinances governing the conduct of the members and non-members of the Native Village;

(c) To promulgate and enforce ordinances to carry out the powers and duties of the Council;

(d) To acquire property and accept gifts;

(e) To employ legal council;

(f) To prevent the sale, disposition, lease, or encumbrance of village property without the consent of the village;

(g) To protect the members rights in personal property;

(h) To join and/or charter housing authorities;

(i) To charter enterprises, corporations, and associations;

(j) To administer the village's assets and to manage all economic affairs and enterprises of the village, including the sale, lease, and other disposition of lands owned by the village;

(k) To promote peace, safety, health, and general welfare of the members of the village;

(l) To administer justice by establishing a Village Court, and defining its duties and powers consistent with Federal Law;

(m) To levy and collect taxes, fees and assessments for the village's purposes;

(n) To encourage and foster the arts, crafts, traditions, language and culture of the village;

(o) To enact ordinances and regulations consistent with this constitution for the conduct and administration of tribal elections and for filling vacancies in office; and

(p) To establish and create all standing and special committees as it seems appropriate and necessary.

SECTION 2.

The Council shall establish and adopt by-laws consistent with this constitution. Such by-laws may be amended at any duly called meeting of the Council.

SECTION 3.

The retained powers of the Native Village of Port Lions not expressly referred to in this constitution shall not be lost by reason of their omission.

ARTICLE VI - AMENDMENTS

Amendments to this constitution may be proposed by a resolution of the Council. Amendments shall become effective when ratified by a majority vote of voting members, provided that at least 30% of those entitled to vote shall vote in such election. In addition, no amendment may be made at such election unless notice is given at least thirty (30) days prior to the election, stating that it is proposed that this Constitution is to be amended and stating the nature of amendment.

ARTICLE VII - DISSOLUTION

This constitution shall continue in existence until dissolved by a majority vote of voting members, provided that at least 30% of those entitled to vote shall vote in such election.

ARTICLE VIII - ADOPTION

This constitution shall take effect when it is approved by a majority vote of voting members in an election called for that purpose, provided that at least 30% of those entitled to vote shall vote in such election.

CERTIFICATION OF ADOPTION

We, the undersigned officers of the Native Village of Port Lions, having been elected as councilmen and officers, do hereby certify that we were present at an election called for the purpose of Amending this Constitution of 9/28/91 ; that the foregoing was duly adopted at such election by a vote of 43 for and 0 against, where at least thirty percent (30%) of those entitled to vote, cast their ballot.

Denise May — 9-28-91
PRESIDENT — DATE

Susan Boskofsky — 9-28-91
SECRETARY/TREASURER — DATE

PORT LIONS TRADITIONAL
TRIBAL COUNCIL

RESOLUTION #91-23-R

ENTITLED: "TRIBAL COUNCIL MEMBERSHIP CONSIDERATION OF PROPOSED AMENDMENTS TO THE TRIBAL CONSTITUTION."

WHEREAS, it is the Port Lions Traditional Tribal Council's wishes to continually improve the Constitution; and

WHEREAS, the Port Lions Traditional Tribal Council is the governing body pursuant to provisions of the Constitution and Federal statutes; and

WHEREAS, the Port lions Traditional Tribal Council therefore recommends that the Port Lions Membership adopt the attached Constitution as it is much clearer and improves the definition of the membership and governing body of the Native Village of Port Lions.

NOW THEREFORE BE IT RESOLVED THAT, this Resolution #91-23-R becomes effective September 28, 1991.

ADOPTED THIS 28th DAY OF September 1991.

CERTIFICATION:

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION #91-23-R WAS DULY CONSIDERED BY THE PORT LIONS TRADITIONAL TRIBAL MEMBERSHIP IN SESSION ON SEPTEMBER 28, 1991 AND A VOTE OF 43 IN FAVOR AND 0 OPPOSED. BE IT FURTHER KNOWN THAT A QUORUM WAS PRESENT AT THE ABOVE MEETING.

Denise May
DENISE MAY, PRESIDENT

ATTEST: Susan Boskofsky
SUSAN BOSKOFSKY, SECRETARY